



216019-51

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Applicants: Brian S. Hilbush, Karl W. Hasel, J. Gregor Sutcliffe, Hwai Wen Chang,  
Marie Lei A. Callahan and Jeanette Quan

Serial No.: 09/775,217

Filed: February 1, 2001

Title: SIMPLIFIED METHOD FOR INDEXING AND DETERMINING THE RELATIVE  
CONCENTRATION OF EXPRESSED MESSENGER RNAs

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**REVOCATION/APPOINTMENT OF POWER OF ATTORNEY**

DIGITAL GENE TECHNOLOGIES, INC., a corporation of the State of California, having become the owner of all rights in and to the above-identified patent application by virtue of an Assignment executed by the inventors (copy attached), hereby revokes all previous powers of attorney and hereby appoints in their stead:

Brian M. Berliner, Registration No. 34,549;  
Todd E. Fitzsimmons, Registration No. 44,683;  
Dennis R. Gallagher, Registration No. 42,563;  
Jonathan A. Jaech, Registration No. 41,091;  
Ryan K. Yagura, Registration No. 47,191;  
Peter C. Hsueh, Registration No. 45,574

as attorney(s) and/or agent(s) of to prosecute said application and to transact all business in the U.S. Patent and Trademark Office in connection therewith and before competent International Authorities.

Please change the correspondence address and direct all future correspondence to:

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IN ACCORDANCE WITH 37 C.F.R. § 3.73, THE ASSIGNEE HEREBY CERTIFIES THAT THE EVIDENTIARY DOCUMENTS WITH RESPECT TO ITS OWNERSHIP HAVE BEEN REVIEWED AND THAT, TO THE BEST OF THE ASSIGNEE'S KNOWLEDGE AND BELIEF, TITLE IS IN THE ASSIGNEE SEEKING TO TAKE THIS ACTION.

DATED: 1/31/02

DIGITAL GENE TECHNOLOGIES, INC.

By:

Thomas E. Griffin  
Thomas E. Griffin  
Chief Financial Officer